



1648 #

I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 30, 2004

Susan L. Eick

Name

Susan L. Eick

Signature

March 30, 2004

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Scott et al.

Examiner: Shanon A. Foley

Filed: June 4, 2001

Art Unit: 1648

Serial No. 09/873,881

For: Recombinant Multivalent Viral Vaccine

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to a communication dated October 3, 2003, subjecting the claims to a Restriction requirement, Applicants hereby elect Group I (claims 1-5 and 8-11) without traverse.

This response is being filed with a request for five-month extension. A check for \$2010.00 is enclosed. If any additional fee is due, the USPTO is authorized to charge to Deposit Account no. 08-2442.

Respectfully submitted,

By:

Ranjana Kadla Reg. No. 40,041

HODGSON RUSS LLP
One M & T Plaza, Suite 2000
Buffalo, New York 14203-2391
Dated: March 30, 2004

BFLODOCS: 911457 v1 (JJ@9011.DOC)

04/02/2004 SSESHE1 00000037 09873881

01 FC:1255

2010.00 0P

APR 01 2004

**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003. Patent Fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT

(\$) 2010.00

Application Number

09/873,881

Filing Date

June 4, 2001

First Named Inventor

Scott et al.

Examiner Name

Shanon A. Foley

Group/Art Unit

1648

Attorney Docket Number

18617.0075

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit Account: Deposit Account Number: 08-2442

Deposit Account Name: Hodgson Russ LLP

The Director is hereby authorized to (check all that apply)

☐ Charge fee(s) indicated below☒ Charge any fee deficiencies or credit any overpayments☐ Charge any additional fees during pendency of this application.☐ Charge fees indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity

Small Entity

Fee
CodeFee
(\$)Fee
CodeFee
(\$)

Fee Description

Fee
Paid

1051

130

2051

65

Surcharge - late filing fee or oath

\$

1052

50

2052

25

Surcharge - late provisional filing fee or cover sheet

\$

1053

130

1053

130

Non-English specification

\$

1812

2,520

1812

2,520

For filing a request for *ex parte* reexamination

\$

1804

920*

1804

920*

Requesting Publication of SIR prior to Examiner Action

\$

1805

1,840*

1805

1,840*

Requesting Publication of SIR after Examiner Action

\$

1251

110

2251

55

Extension for reply within first month

\$

1252

420

2252

210

Extension for reply within second month

\$

1253

950

2253

475

Extension for reply within third month

\$

1254

1,480

2254

740

Extension for reply within fourth month

\$

1255

2,010

2255

1,005

Extension for reply within fifth month

\$2010

SUBTOTAL (1)

\$ 0

1401

330

2401

165

Notice of Appeal

\$

2. EXTRA CLAIM FEES FOR UTILITY/ REISSUE

Large Entity	Small Entity	Fee	Fee	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)	Code (\$)	Code (\$)	Code (\$)	Code (\$)		
1001	770	2001	385	Utility filing fee		\$	
1002	340	2002	170	Design filing fee		\$	
1003	530	2003	265	Plant filing fee		\$	
1004	770	2004	385	Reissue filing fee		\$	
1005	160	2005	80	Provisional filing fee		\$	
SUBTOTAL (1)						\$ 0	

Total Claims // -20** = // x // =

Independent Claims // - 3** = // x // =

Multiple dependent // x // =

Large Entity	Small Entity	Fee	Fee	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)	Code (\$)	Code (\$)	Code (\$)	Code (\$)		
1202	18	2202	9	Claims in excess of 20		\$	
1201	86	2201	43	Independent claims in excess of 3		\$	
1203	290	2203	145	Multiple dependent claim if not paid		\$	
1204	86	2204	43	**Reissue independent claims over original patent		\$	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent		\$	
SUBTOTAL (2)						\$ 0	

SUBMITTED BY:

Ranjana Kadle Reg. No. 40,041

SIGNATURE

DATE: March 30, 2004

Telephone: (716) 848-1628

1809

770

2809

385

Filing a submission after final rejection(37 CFR 1.129(a))

\$

1810

770

2810

385

For each add'l invention to be examined(37 CFR 1.129(b))

\$

1801

770

2801

385

Request For Continued Examination (RCE)

\$

1802

900

1802

900

Request for Expedited Examination of a design application

\$

Other fee (specify)

\$

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$2010